

2:30 PM

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,

v.

JOHN J. O'BRIEN,  
ELIZABETH V. TAVARES, and  
WILLIAM H. BURKE, III

CRIMINAL ACTION  
NO.12-40026-WGY

JURY VERDICT

1. On the charge of mail fraud in the hiring on or about May 20, 2008 of PATRICK LAWTON, we find:

John J. O'Brien

\_\_\_\_\_ not guilty ☒ guilty

Elizabeth V. Tavares

-aiding and abetting

\_\_\_\_\_ not guilty ☒ guilty

-co-conspirator

\_\_\_\_\_ not guilty ☒ guilty

William H. Burke, III

~~-co-conspirator~~

☒ not guilty \_\_\_\_\_ guilty

2. On the charge of mail fraud in the hiring on or about April 8, 2008 of KELLY MANCHESTER we find:

John J. O'Brien

\_\_\_\_\_ not guilty ☒ guilty

Elizabeth V. Tavares

-aiding and abetting

\_\_\_\_\_ not guilty ☒ guilty

-co-conspirator

\_\_\_\_\_ not guilty ☒ guilty

William H. Burke, III

☒ -co-conspirator

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

3. On the charge of mail fraud in the hiring on or about March 11, 2008 of MELISSA MELIA, we find:

John J. O'Brien

\_\_\_\_\_ not guilty ☒ guilty

Elizabeth V. Tavares

☒ -aiding and abetting

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

-co-conspirator

\_\_\_\_\_ not guilty ☒ guilty

William H. Burke, III

☒ -co-conspirator

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

4. On the charge of mail fraud in the hiring on or about March 11, 2008 of PATRICIA MOSCA, we find:

John J. O'Brien

\_\_\_\_\_ not guilty ☒ guilty

Elizabeth V. Tavares

☒ -aiding and abetting

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

-co-conspirator

\_\_\_\_\_ not guilty ☒ guilty

William H. Burke, III

~~-co-conspirator~~

☒ not guilty \_\_\_\_\_ guilty

5. On the charge of mail fraud in the hiring on or about August 30, 2007 of MICHAEL WHITE, we find:

John J. O'Brien

☒ not guilty \_\_\_\_\_ guilty

Elizabeth V. Tavares

-aiding and abetting

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

-co-conspirator

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

William H. Burke, III

-co-conspirator

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

6. On the charge of mail fraud in the hiring on or about August 30, 2007 of KEVIN O'BRIEN, we find:

John J. O'Brien

☒ not guilty \_\_\_\_\_ guilty

Elizabeth V. Tavares

-aiding and abetting

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

-co-conspirator

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

William H. Burke, III

-co-conspirator

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

7. On the charge of mail fraud in the hiring on or about August 30, 2007 of MARI ELENA SANCHEZ, we find:

John J. O'Brien

☒ not guilty \_\_\_\_\_ guilty

Elizabeth V. Tavares

-aiding and abetting

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

-co-conspirator

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

William H. Burke, III

-co-conspirator

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

8. On the charge of mail fraud in the hiring on or about August 30, 2007 of ANTHONY MATARAGAS, we find:

John J. O'Brien

☒ not guilty \_\_\_\_\_ guilty

Elizabeth V. Tavares

-aiding and abetting

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

-co-conspirator

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

William H. Burke, III

-co-conspirator

\_\_\_\_\_ not guilty \_\_\_\_\_ guilty

9. As to the allegations of racketeering, we find:

John J. O'Brien

\_\_\_\_\_ not guilty ☒ guilty

Elizabeth V. Tavares

\_\_\_\_\_ not guilty ☒ guilty

If you find either of the two individuals accused guilty of racketeering, indicate below which of the specific alleged racketeering acts you unanimously find the government has proved beyond a reasonable doubt against that individual:

- a. Alleged mail fraud in the hiring on or about May 20, 2008 of PATRICK LAWTON:

John J. O'Brien \_\_\_\_\_ not proven ☒ proven

Elizabeth V. Tavares

aiding and abetting \_\_\_\_\_ not proven ☒ proven

co-conspirator \_\_\_\_\_ not proven ☒ proven

- b. Alleged mail fraud in the hiring on or about April 8, 2008 of KELLY MANCHESTER:

John J. O'Brien \_\_\_\_\_ not proven ☒ proven

Elizabeth V. Tavares

aiding and abetting \_\_\_\_\_ not proven ☒ proven

co-conspirator \_\_\_\_\_ not proven ☒ proven

- c. Alleged mail fraud in the hiring on or about March 11, 2008 of MELISSA MELIA:

John J. O'Brien \_\_\_\_\_ not proven ☒ proven

Elizabeth V. Tavares

aiding and abetting ☒ not proven \_\_\_\_\_ proven

co-conspirator \_\_\_\_\_ not proven ☒ proven

- d. Alleged mail fraud in the hiring on or about March 11, 2008 of PATRICIA MOSCA:

John J. O'Brien \_\_\_\_\_ not proven ☒ proven

Elizabeth V. Tavares

aiding and abetting ☒ not proven ☒ proven  
co-conspirator ☐ not proven ☒ proven

e. Alleged mail fraud in the hiring on or about August 30, 2007 of MICHAEL WHITE:

John J. O'Brien ☒ not proven ☐ proven

Elizabeth V. Tavares

aiding and abetting ☐ not proven ☐ proven  
co-conspirator ☐ not proven ☐ proven

f. Alleged mail fraud in the hiring on or about August 30, 2007 of KEVIN O'BRIEN:

John J. O'Brien ☒ not proven ☐ proven

Elizabeth V. Tavares

aiding and abetting ☐ not proven ☐ proven  
co-conspirator ☐ not proven ☐ proven

g. Alleged mail fraud in the hiring on or about August 30, 2007 of MARI ELENA SANCHEZ:

John J. O'Brien ☒ not proven ☐ proven

Elizabeth V. Tavares

aiding and abetting ☐ not proven ☐ proven  
co-conspirator ☐ not proven ☐ proven

h. Alleged mail fraud in the hiring on or about August 30, 2007 of ANTHONY MATARAGAS:

John J. O'Brien ☒ not proven ☐ proven

Elizabeth V. Tavares

aiding and abetting ☐ not proven ☐ proven  
co-conspirator ☐ not proven ☐ proven

i. Alleged mail fraud in the hiring on or about July 6, 2006 of JOHN CHISHOLM:

John J. O'Brien \_\_\_\_\_ not proven ✓ proven

Elizabeth V. Tavares

aiding and abetting \_\_\_\_\_ not proven ✓ proven

co-conspirator \_\_\_\_\_ not proven ✓ proven

j. Alleged mail fraud in the hiring on or about December 7, 2005 of BRIAN MIRASOLO:

John J. O'Brien \_\_\_\_\_ not proven ✓ proven

Elizabeth V. Tavares

aiding and abetting ✓ not proven \_\_\_\_\_ proven

co-conspirator \_\_\_\_\_ not proven ✓ proven

k. Alleged mail fraud in the hiring on or about October 31, 2005 of DOUGLAS MACLEAN:

John J. O'Brien \_\_\_\_\_ not proven ✓ proven

Elizabeth V. Tavares

aiding and abetting \_\_\_\_\_ not proven ✓ proven

co-conspirator \_\_\_\_\_ not proven ✓ proven

l. Alleged mail fraud in the promotion on or about February 3, 2006 of FRANK GLENOWICZ:

John J. O'Brien \_\_\_\_\_ not proven ✓ proven

Elizabeth V. Tavares

aiding and abetting ✓ not proven \_\_\_\_\_ proven

co-conspirator \_\_\_\_\_ not proven ✓ proven

m. Alleged mail fraud in the promotion on or about April 1, 2005 of JOSEPH DOOLEY:

John J. O'Brien \_\_\_\_\_ not proven ✓ proven

Elizabeth V. Tavares

aiding and abetting \_\_\_\_\_ not proven ✓ proven

co-conspirator \_\_\_\_\_ not proven ✓ proven

n. Alleged mail fraud in the further promotion on or about March 29, 2006 of JOSEPH DOOLEY:

John J. O'Brien ☒ not proven ☐ proven

Elizabeth V. Tavares

aiding and abetting ☐ not proven ☐ proven

co-conspirator ☐ not proven ☐ proven

o. Alleged mail fraud in the promotion on or about February 3, 2005 of BERNARD DOW:

John J. O'Brien ☐ not proven ☒ proven

Elizabeth V. Tavares

aiding and abetting ☒ not proven ☐ proven

co-conspirator ☐ not proven ☒ proven

p. Alleged mail fraud in the promotion on or about March 16, 2005 of AMY PARENTE:

John J. O'Brien ☒ not proven ☐ proven

Elizabeth V. Tavares

aiding and abetting ☐ not proven ☐ proven

co-conspirator ☐ not proven ☐ proven

q. Alleged mail fraud in the hiring on or about November 22, 2000 of KATHLEEN PETROLATI:

John J. O'Brien ☒ not proven ☐ proven

Elizabeth V. Tavares

co-conspirator ☐ not proven ☐ proven

r. Alleged illegal gratuity in the hiring on or about November 22, 2000 of KATHLEEN PETROLATI:

John J. O'Brien ☐ not proven ☒ proven

s. Alleged bribery in the hiring on or about August 17, 2007 of DAVID FOURNIER:

John J. O'Brien ☒ not proven ☐ proven



ss. Alleged illegal gratuity in the hiring on or about August 17, 2007 of DAVID FOURNIER:

John J. O'Brien \_\_\_\_\_ not proven ☒ proven

t. Alleged bribery in the hiring on or about May 1, 2008 of MATTHEW CIPRIANO:

John J. O'Brien ☒ not proven \_\_\_\_\_ proven

tt. Alleged illegal gratuity in the hiring on or about May 1, 2008 of MATTHEW CIPRIANI:

John J. O'Brien \_\_\_\_\_ not proven ☒ proven

u. Alleged bribery in the hiring on or about July 3, 2007 of MICHAEL SHERIDAN:

John J. O'Brien ☒ not proven \_\_\_\_\_ proven

uu. Alleged illegal gratuity in the hiring on or about July 3, 2007 of MICHAEL SHERIDAN:

John J. O'Brien \_\_\_\_\_ not proven ☒ proven

v. Alleged bribery in the hiring on or about September 5, 2007 of STEPHEN WARE:

John J. O'Brien ☒ not proven \_\_\_\_\_ proven

vv. Alleged illegal gratuity in the hiring on or about September 5, 2007 of STEPHEN WARE:

John J. O'Brien \_\_\_\_\_ not proven ☒ proven

w. Alleged bribery in the hiring on or about May 22, 2008 of JOHN LANGONE:

John J. O'Brien ☒ not proven \_\_\_\_\_ proven

ww. Alleged illegal gratuity in the hiring on or about May 22, 2008 of JOHN LANGONE:

John J. O'Brien \_\_\_\_\_ not proven ☒ proven

x. Alleged bribery in the hiring on or about April 25, 2008 of KENNETH WEIAND:

John J. O'Brien ☒ not proven \_\_\_\_\_ proven

xx. Alleged illegal gratuity in the hiring on or about April 25, 2008 of KENNETH WEIAND:

John J. O'Brien \_\_\_\_\_ not proven ✓ proven

y. Alleged bribery in the hiring on or about April 25, 2008 of GAVIN FLANAGAN:

John J. O'Brien ✓ not proven \_\_\_\_\_ proven

yy. Alleged illegal gratuity in the hiring on or about April 25, 2008 of GAVIN FLANAGAN:

John J. O'Brien \_\_\_\_\_ not proven ✓ proven

z. Alleged bribery in the hiring on or about May 1, 2008 of RICHARD PHILBIN:

John J. O'Brien ✓ not proven \_\_\_\_\_ proven

zz. Alleged illegal gratuity in the hiring on or about May 1, 2008 of RICHARD PHILBIN:

John J. O'Brien \_\_\_\_\_ not proven ✓ proven

10. As to the allegations of conspiracy to engage in racketeering, we find:

John J. O'Brien

\_\_\_\_\_ not guilty ✓ guilty

Elizabeth V. Tavares

\_\_\_\_\_ not guilty ✓ guilty

William H. Burke III

\_\_\_\_\_ not guilty ✓ guilty

Bonny K. Perrella  
Forelady

Date: 7-24-14